

**Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554**

<b>In the Matter of</b>	)
	)
<b>Improving Public Safety Communications in the 800 MHz Band</b>	) <b>WT Docket No. 02-55</b>
	)
<b>Consolidating the 900 MHz Industrial/Land Transportation and Business Pool Channels</b>	)

**REQUEST FOR EXTENSION OF TIME**

Pursuant to Section 1.46 of the Commission's rules, the Association of Public-Safety Communications Officials-International, Inc. (APCO); the International Association of Chiefs of Police (IACP); the International Association of Fire Chiefs, Inc. (IAFC) and International Municipal Signal Association (IMSA); the Major Cities Chiefs Association (MCC); the Major County Sheriffs' Association (MCSA); and the National Sheriffs' Association (NSA) (collectively, Public Safety Organizations); in conjunction with Aeronautical Radio, Inc. (ARINC); Association of American Railroads (AAR); the Forest Industries Telecommunications (FIT); the Industrial Telecommunications Association, Inc. (ITA); MRFAC, Inc. (MRFAC); the National Association of Manufacturers (NAM); the Personal Communications Industry Association (PCIA); Small Business in Telecommunications (SBT); and the Taxicab, Limousine and Paratransit Association (TLPA) (collectively, Private Wireless Coalition) and Nextel Communications, Inc. (Nextel) hereby request a 30 day extension of time for the reply comment period in the Notice of Proposed Rulemaking (NPRM) in the above-referenced proceeding.<sup>1</sup> All

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<sup>1</sup> See Improving Public Safety Communications in the 800 MHz Band and Consolidating the 900 MHz Industrial/Land Transportation and Business Pool Channels, *Notice of Proposed Rule Making*, WT Docket No. 02-55 (rel. Mar. 15, 2002).

of the Petitioners have been actively involved in this proceeding to date, and they or their members will be affected by its outcome.

The Petitioners seek additional time to complete and submit a compromise proposal to the Commission. The Commission recently recognized the benefits of industry compromises in assisting the Commission in its decision-making. Commissioner Abernathy specifically offered the following statement following the adoption of a compromise solution in a proceeding transferring 27 MHz of spectrum from government to non-government uses,

“[t]he medical and utility telemetry communities privately crafted a solution that advances each of their interests – a job often better done by the parties than by government. There is no question that mutual resolution of their private interests greatly assists the Commission in assessing the broader public interest.”<sup>2</sup>

The public safety community, the private wireless community and Nextel are likewise seeking an industry-wide solution to the interference concerns at 800 MHz. To meet this end, we have initiated joint conversations and believe we may have a possible compromise proposal. Additional time will be necessary, however, for the parties to more fully develop the proposal and to communicate with their respective memberships and each other to ensure that the possible proposal is acceptable to as wide a cross-section of affected parties as possible.

Therefore, we believe the Commission and the public interest would best be served by extending the reply comment period by 30 additional days. As noted in ITA’s first extension request, “careful consideration should be given to the protection of public safety systems at 800 MHz. The significant impact on the public safety, private wireless, and commercial industries as a result of this proceeding, as well as the volume of comments, is such that an extension of time

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<sup>2</sup> See, Amendments to Parts 1, 2, 27 and 90 of the Commission’s Rules to License Services in the 216-220 MHz, 1390-1395 MHz, 1427-1429 MHz, 1429-1432 MHz, 1432-1435 MHz, 1670-1675 MHz,

is warranted.”<sup>3</sup> We believe an additional 30 days will allow all interested parties, including the Petitioners, ample time to supply the Commission with a thoughtful compromise proposal.

Given the timeframe involved and the upcoming Independence Day holiday period, we further recommend that the Commission act expeditiously on this request. We applaud the Commission for seeking a remedy to the interference experienced by public safety systems at

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and 2385-2390 MHz Government Transfer Bands, WT Docket No. 02-08, FCC 02-152, *Separate Statement of Commissioner Kathleen Q. Abernathy* (rel. May 24, 2002).

<sup>3</sup> See Improving Public Safety Communications in the 800 MHz Band and Consolidating the 900 MHz Industrial/Land Transportation and Business Pool Channels, *Request for Extension of Time*, WT Docket No. 02-55, filed by the Industrial Telecommunications Association, Inc. (May 13, 2002).

800 MHz and look forward to working with the Commission to shape the future of public safety, private wireless, and commercial communications in the band.

Respectfully Submitted,

AERONAUTICAL RADIO, INC. (ARINC)  
2551 Riva Road  
Annapolis, Maryland 21401-7465  
410-266-4386

/s/ Kris E. Hutchison  
Kris E. Hutchison  
Senior Director, Frequency Management

ASSOCIATION OF AMERICAN RAILROADS  
(AAR)  
50 F Street, N.W.  
Washington, DC 20001  
202-639-2504

/s/ Dennis J. Starks  
Dennis J. Starks  
Senior Commerce Counsel,  
Law, Regulatory & Legislative Affairs

ASSOCIATION OF PUBLIC-SAFETY  
COMMUNICATIONS OFFICIALS-  
INTERNATIONAL, INC. (APCO)  
c/o Shook, Hardy & Bacon, LLP  
600 14<sup>th</sup> Street, NW, Suite 800  
Washington, DC 20005  
202-662-4856

/s/ Robert M. Gurss  
Robert M. Gurss  
Its Counsel

FOREST INDUSTRIES TELECOMMUNICATIONS  
(FIT)  
871 Country Club Road, Suite A  
Eugene, OR 97401  
541-485-8441

/s/ Kenton E. Sturdevant  
Kenton E. Sturdevant  
Executive Vice President

INDUSTRIAL TELECOMMUNICATIONS  
ASSOCIATION, INC. (ITA)  
1110 North Glebe Road, Suite 500  
Arlington, Virginia 22201-5720  
703-528-5115

/s/ Laura L. Smith  
Laura L. Smith  
President/CEO

INTERNATIONAL ASSOCIATION OF CHIEFS OF  
POLICE (IACP)  
515 N. Washington Street  
Alexandria, VA 22314-2357  
703-836-6767

/s/ William B. Berger  
William B. Berger  
President

INTERNATIONAL ASSOCIATION OF FIRE  
CHIEFS (IAFC) AND  
INTERNATIONAL MUNICIPAL SIGNAL  
ASSOCIATION (IMSA)  
c/o Keller and Heckman LLP  
1001 G Street, NW, Suite 500 W  
Washington, DC 20001  
202-434-4144

/s/ Martin W. Bercovici  
Martin W. Bercovici  
Its Counsel

MAJOR COUNTY SHERIFFS' ASSOCIATION  
(MCSA)  
c/o Orange County Sheriff's Office  
2400 West 33<sup>rd</sup> Street  
Orlando, FL 32839  
407-836-3701

/s/ Kevin E. Beary  
Kevin E. Beary  
President

NATIONAL ASSOCIATION OF  
MANUFACTURERS (NAM)  
1331 Pennsylvania Avenue, NW  
Washington, DC 20004-1790  
202-872-0030

/s/ Lawrence A. Fineran  
Lawrence A. Fineran  
Vice President, Regulatory and Competition  
Policy

MAJOR CITIES CHIEFS ASSOCIATION (MCC)  
c/o Las Vegas Metro Police Department  
400 Stewart Avenue  
Las Vegas, NV 89101  
702-229-3231

/s/ Jerry Keller  
Jerry Keller  
President

MRFAC, INC. (MRFAC)  
899-A Harrison Street SE  
Leesburg, Virginia 20175  
703-663-0320

/s/ Clyde Morrow  
Clyde Morrow  
President

NATIONAL SHERIFFS' ASSOCIATION (NSA)  
1450 Duke Street  
Alexandria, VA 22314-3490  
703-836-7827

/s/ John Cary Bittick  
John Cary Bittick  
President

NEXTEL COMMUNICATIONS, INC.  
2001 Edmund Halley Drive  
Reston, Virginia 20191  
703-433-4141

/s/ Robert S. Foosaner  
Robert S. Foosaner  
Senior Vice President and  
Chief Regulatory Officer

SMALL BUSINESS IN  
TELECOMMUNICATIONS (SBT)  
11550 Plano Road, Suite 100  
Dallas, Texas 75243  
214-349-8521

/s/ Lonnie Danchik  
Lonnie Danchik  
Chairman

PERSONAL COMMUNICATIONS INDUSTRY  
ASSOCIATION (PCIA)  
500 Montgomery Street  
Suite 700  
Alexandria, VA 22314-1561  
703-739-0300

/s/ Jay Kitchen  
Jay Kitchen  
President and CEO

TAXICAB, LIMOUSINE, AND PARATRANSIT  
ASSOCIATION (TLPA)  
3849 Farragut Avenue  
Kensington, MD 20895  
301-946-5701

/s/ Alfred LaGasse  
Alfred LaGasse  
Executive Vice President

Date: June 25, 2002

## **CERTIFICATE OF SERVICE**

I, Jeremy Denton, do hereby certify that on the 25th day of June 2002, I forwarded to the parties listed below a copy of the foregoing Request for Extension of Time by ARINC, AAR, APCO, FIT, ITA, IACP, IAFC and IMSA, MCC, MCSA, MRFAC, NAM, NSA, Nextel, PCIA, SBT, and TLPA via hand delivery:

Peter A. Tenhula, Esq.  
Senior Legal Advisor  
Office of Chairman Michael K. Powell  
445 12th Street, SW, 8-B201  
Washington, DC 20554

Sam Feder, Esq.  
Legal Advisor  
Office of Commissioner Kevin J. Martin  
445 12<sup>th</sup> Street, SW, 8-C302  
Washington, DC 20554

Bryan Tramont, Esq.  
Senior Legal Advisor  
Office of Commissioner Kathleen Q. Abernathy  
445 12th Street, SW, 8-A204  
Washington, DC 20554

Paul Margie, Esq.  
Legal Advisor  
Office of Commissioner Michael J. Copps  
445 12<sup>th</sup> Street, SW, 8-A302  
Washington, DC 20554

Thomas J. Sugrue, Esq.  
Chief, Wireless Telecommunications Bureau  
445 12<sup>th</sup> Street, SW, Room 3-C252  
Washington, DC 20554

Kathleen Ham, Esq.  
Deputy Chief  
Wireless Telecommunications Bureau  
445 12<sup>th</sup> Street, SW, Room 3-C255  
Washington, DC 20554

D'wana R. Terry, Esq.  
Chief, Public Safety & Private Wireless  
Division  
Wireless Telecommunications Bureau  
445 12<sup>th</sup> Street, SW, Room 4-C321  
Washington, DC 20554

Mr. Herbert W. Zeiler  
Deputy Chief, Public Safety & Private  
Wireless Division  
Wireless Telecommunications Bureau  
445 12<sup>th</sup> Street, SW, Room 4-C343  
Washington, DC 20554

Ramona E. Melson, Esq.  
Deputy Chief, Public Safety & Private Wireless  
Division  
Wireless Telecommunications Bureau  
445 12<sup>th</sup> Street, SW, Room 4-C237  
Washington, DC 20554

Marlene H. Dortch, Esq.  
Secretary  
445 12<sup>th</sup> Street, SW, Room TW-325  
Washington, DC 20554

Michael J. Wilhelm, Esq.  
Public Safety & Private Wireless  
Division  
Wireless Telecommunications Bureau  
445 12<sup>th</sup> Street, SW  
Washington, DC 20554

Qualex International  
Portals II  
445 12<sup>th</sup> Street, SW, Room CY-B402  
Washington, DC 20554

/s/ Jeremy Denton\_\_\_\_\_

Jeremy Denton